

RECEIVED
CENTRAL FAX CENTER

JAN 04 2005

REMARKS

Claims 1-190 are pending in the present application and have been restricted. Applicants elect Group I, Claims 1-34, 63-78 and 165-180, drawn to reduce of energy and determining a vacant occupancy status of a room, setting temperature in a room/thermostat device. Accordingly, Applicants have canceled Claims 35-62, 79-164, and 181-190 without traverse. However, this election is being made without prejudice to Applicants' rights with respect to Claims 35-62, 79-164, and 181-190, including the right to file divisional applications thereon.

Prosecution on the merits is respectfully requested. Consideration and allowance of Claims 1-34, 63-78 and 165-180 are also requested. The foregoing is believed to be fully responsive to this office action.

If there are any charges with respect to this amendment, or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicants' attorneys.

Respectfully submitted,

CANTOR COLBURN LLP

By: 

Anne Davis Barry
Registration No. 47,408
CANTOR COLBURN LLP
55 Griffin Road South
Bloomfield, CT 06002
Telephone (860) 286-2929
Facsimile (860) 286-0115
Customer No. 23413

January 4, 2005

10/672,712
INC-0001-P